

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

The Operating Engineers Local #49
Health and Welfare Fund and The
Central Pension Fund of the International
Union of Operating Engineers and
Participating Employers, Local #49
International Union of Operating
Engineers and Associated General
Contractors of Minnesota Apprenticeship
and Training Program and their Trustees,

Civil No. 10-4936 (RHK/AJB)

ORDER FOR DISMISSAL

Plaintiffs,

vs.

Mann Valley Excavating, Inc. and
Erik P. Paulson, individually,

Defendants.

Pursuant to the Notice of Voluntary Dismissal (Doc. No. 9), IT IS ORDERED that
this matter is **DISMISSED WITHOUT PREJUDICE** and without costs to either party.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: February 14, 2011

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge